



The following constitutes the ruling of the court and has the force and effect therein described.

Signed March 16, 2021

United States Bankruptcy Judge

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

|                                    | 1                                |
|------------------------------------|----------------------------------|
| In re:                             | Chapter 11                       |
| HIGHLAND CAPITAL MANAGEMENT, L.P.  | ) Case No. 19-34054 (SGJ11)      |
| Debtors.                           | (Jointly Administered)           |
| :                                  | )<br>)                           |
| HIGHLAND CAPITAL MANAGEMENT, L.P., | )<br>)                           |
| Plaintiff,                         | )<br>)                           |
| v.                                 | ) Adv. Pro. No. 21-03005 (SGJ11) |
| NEXPOINT ADVISORS, L.P.,           | )<br>)                           |
| Defendant.                         | )<br>)                           |
|                                    | )                                |

ORDER GRANTING K&L GATES LLP'S MOTION TO WITHDRAW AS COUNSEL TO NEXPOINT ADVISORS, L.P.

Having considered K&L Gates LLP's Motion to Withdraw as Counsel to NexPoint Advisors, L.P. (the "Motion"), the Court finds that good cause exists to grant the Motion, as set forth herein. Accordingly, it is HEREBY ORDERED THAT:

- 1. The Motion is GRANTED as set forth herein.
- 2. KLG is permitted to withdraw as counsel to NexPoint Advisors, L.P. in the above-captioned AP.
- 3. The Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation of this Order.

### END OF ORDER ###

Submitted by:

## **K&L GATES LLP**

/s/ A. Lee Hogewood, III

A. Lee Hogewood, III (*pro hac vice*) 4350 Lassiter at North Hills Ave., Suite 300 Raleigh, NC 27609

Telephone: (919) 743-7306

E-mail: Lee.hogewood@klgates.com

<sup>&</sup>lt;sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.

## United States Bankruptcy Court Northern District of Texas

Highland Capital Management, L.P.,

Plaintiff Adv. Proc. No. 21-03005-sgj

NexPoint Advisors, L.P.,

Defendant

## CERTIFICATE OF NOTICE

District/off: 0539-3 User: mmathews Page 1 of 2
Date Rcvd: Mar 16, 2021 Form ID: pdf001 Total Noticed: 5

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

## Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 18, 2021:

Recip ID Recipient Name and Address

ust + Cheryl Wilcoxson, US Trustee, 1100 Commerce St., Ste. 976, Dallas, TX 75242-0996

dft + NexPoint Advisors, L.P., K&L Gates LLP, c/o Stephen G. Topetzes, 1600 K Street, NW, Washington, DC 20006-2806

#### TOTAL: 2

### Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

| Recip ID ust | Notice Type: Email Address + Email/Text: ustpregion06.ty.ecf@usdoj.gov | Date/Time            | Recipient Name and Address   |
|--------------|--|----------------------|--|
| ust          | Email Text. adeptegronouty.core addog.gov                              | Mar 16 2021 22:17:00 | US Trustee, Office of the U.S. Trustee, 110 N. College Ave., Suite 300, Tyler, TX 75702-7231 |
| ust          | + Email/Text: ustpregion07.hu.ecf@usdoj.gov                            | Mar 16 2021 22:17:00 | US Trustee, Office of the US Trustee, 515 Rusk<br>Ave, Ste 3516, Houston, TX 77002-2604      |
| ust          | + Email/Text: ustpregion06.da.ecf@usdoj.gov                            | Mar 16 2021 22:17:00 | United States Trustee, 1100 Commerce Street,<br>Room 976, Dallas, TX 75242-0996              |

TOTAL: 3

# **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

| Recip ID<br>ust | Bypass Reason | Name and Address<br>Sandra Nixon, U.S. Trustee   |
|-----------------|---------------|--|
| ust             |               | mario zavala   |
| ust             | *+            | US Trustee, Office of the U.S. Trustee, 110 N. College Ave., Suite 300, Tyler, TX 75702-7231 |

TOTAL: 2 Undeliverable, 1 Duplicate, 0 Out of date forwarding address

## NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 18, 2021 Signature: /s/Joseph Speetjens

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Date Rcvd: Mar 16, 2021 Form ID: pdf001 Total Noticed: 5

# CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 16, 2021 at the address(es) listed below:

Name Email Address

Julian Preston Vasek

on behalf of Defendant NexPoint Advisors L.P. jvasek@munsch.com

Zachery Z. Annable

on behalf of Plaintiff Highland Capital Management L.P. zannable@haywardfirm.com

TOTAL: 2